



08-CV-01731-APPR

UNITED STATES DISTRICT COURT  
WESTERN DISTRICT OF WASHINGTON  
AT SEATTLE

GREGORY McNEILL and WILMA  
ARMER, individually and on behalf of all  
others similarly situated,

Plaintiffs,

v.

OPENMARKET, INC., a Michigan  
corporation, SPRINT SPECTRUM, L.P., a  
Delaware limited partnership, NEXTEL  
WEST CORPORATION, a Delaware  
corporation,

Defendants.

SPRINT SPECTRUM, L.P. a Delaware  
limited partnership, and NEXTEL WEST  
CORP., a Delaware corporation,

Cross-Claimants,

v.

OPENMARKET, INC., a Michigan  
corporation,

Cross-Defendant.

NO. 08-CV-01731 RSL

~~PROPOSED~~ ORDER GRANTING JOINT  
MOTION TO DISMISS CROSS-CLAIMS

NOTE ON MOTION CALENDAR:  
September 8, 2010

ORDER GRANTING JOINT MOTION TO DISMISS  
CROSS-CLAIMS (NO. 08-CV-01731 RSL) – 1

59113-0068/LEGAL19073833.1

Perkins Coie LLP  
1201 Third Avenue, Suite 4800  
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1 The Court, having considered the parties' Joint Motion to Dismiss Cross-Claims and  
2 the files and pleadings in this case, and being fully advised in the premises, now, therefore,  
3 hereby  
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6 ORDERS that the Joint Motion to Dismiss Cross-Claims filed by Sprint Spectrum, L.P.  
7 and Nextel West Corp. (together, "Sprint") and OpenMarket, Inc. be, and the same hereby is,  
8 GRANTED; and therefore, Sprint's Amended Cross-Claim against OpenMarket (Dkt. 47) and  
9 OpenMarket's Amended Cross-Claim Against Sprint (Dkt. 49) are both hereby dismissed with  
10 prejudice, and without fees and costs or any other award to either party.  
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15 DATED this 15<sup>th</sup> day of September, 2010.  
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HONORABLE ROBERT S. LASNIK  
United States District Judge

Presented by:

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ORDER GRANTING JOINT MOTION TO DISMISS  
CROSS-CLAIMS (NO. 08-CV-01731 RSL) - 2

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13  
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16 s/ Sanket J. Bulsara

17 (*signed with permission of attorney*)

18 Charles Platt (*admitted pro hac vice*)

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ORDER GRANTING JOINT MOTION TO DISMISS  
CROSS-CLAIMS (NO. 08-CV-01731 RSL) – 3

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